

JCO6 Rec'd PCT/PTO 24 OCT 2005

WEMHH/SB/21 (6/04)

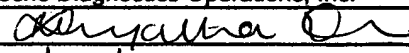
Approved for use through 07/31/2006. OMB 0651-0031

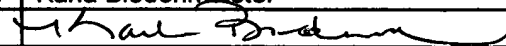
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/501,563	
	Filing Date	July 14, 2004	
	First Named Inventor	Wolfgang Petrich et al.	
	Art Unit	1743	
	Examiner Name	Barbara Campbell	
Total Number of Pages in This Submission	12	Attorney Docket Number	WP 21096 US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="text"/>	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): IPER/Annexes Transmittal Letter IPER w/ Annexes Copy of Notice of Acceptance of Application Return Receipt Post Card
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or individual name	Sujatha Subramaniam, Reg. No. 48,739 Roche Diagnostics Operations, Inc.
Signature	
Date	10/20/2005

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below	
Typed or printed name	Karla Biedenmeister
Signature	 Date 10/20/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Diagnostics

October 20, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application No. 10/501,563
Filed September 23, 2004
METHOD FOR SCREENING BIOLOGICAL SAMPLES FOR
PRESENCE OF THE METABOLIC SYNDROME
Inventors: Wolfgang Petrich et al.
Our Ref.: WP 21096 US

Dear Sir or Madam:

Enclosed please find a copy of the Notice of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.495 mailed March 30, 2005 in connection with the above-referenced patent application. We note on the Notice of Acceptance a defect has been observed by the Office. Specifically, the Annexes have not been entered because claims cancelled and new claims added by preliminary Amendment. Accordingly, please find enclosed a copy of the International Preliminary Examination Report (409) along with the requested 3 pages of Annexes.

It is believed that the defects with regard to this application have now been corrected. To the extent necessary, please charge any additional fees or credit any overpayments to Deposit Account No. 02-2958, but not to include the payment of issue fees.

Respectfully requested,

Sujatha Subramaniam
Reg. No. 48,739

Customer No. 23690

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 20, 2005

Date of Deposit
Karla Biedenmeister

Name of Person Mailing Correspondence

Signature

October 20, 2005

Date of Signature



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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/501,563	Wolfgang Petrich	WP 21096 US (RDID04138US)

INTERNATIONAL APPLICATION NO.
PCT/EP03/00247

I.A. FILING DATE	PRIORITY DATE
01/14/2003	01/16/2002

23690
 Roche Diagnostics Corporation
 9115 Hague Road
 PO Box 50457
 Indianapolis, IN 46250-0457

CONFIRMATION NO. 9313
 371 ACCEPTANCE LETTER



OC000000015387588

Date Mailed: 03/30/2005

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>09/23/2004</u>	<u>09/23/2004</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 07/14/2004
- Copy of the International Search Report filed on 07/14/2004
- Copy of IPE Report filed on 07/14/2004
- Copy of Annexes to the IPER filed on 07/14/2004
- Preliminary Amendments filed on 02/18/2005
- Information Disclosure Statements filed on 07/14/2004
- Oath or Declaration filed on 09/23/2004
- Request for Immediate Examination filed on 07/14/2004
- U.S. Basic National Fees filed on 07/14/2004
- Substitute Specification filed on 07/14/2004

RECEIVED
 INITIALS
 DOCKETED
 Annexes due 6/20/05

- Assignment filed on 09/24/2004
- Priority Documents filed on 07/14/2004
- Power of Attorney filed on 07/14/2004

The following defects have been observed:

- Annexes have not been entered because claims cancelled and new claims added by preliminary Amendment..

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)